CERTIFICATE OF MAILING

PATENT

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CASE #F6146(C) UNUS #02-0058-U/US

"Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450"

on May 23, 2005

Edward A. Squillante, Jr.

May 23, 2005 **Date of Signature**

Reg. No. 29,412 Attorney for Applicants

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CUSTOMER NO.

000201

APPLICANT:

Farr et al.

SERIAL NO.:

10/081,575

FILED:

February 22, 2002

FOR:

Effervescent Beverage Product and Method for Drinking the Same

GROUP:

1761

EXAMINER:

Robert Madsen

ENGLEWOOD CLIFFS, NEW JERSEY 07632

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated February 23, 2005 of the Primary Examiner's final rejection of claims 1-14.

The item(s) check below are appropriate:

[X] A timely response to the final Rejection has been filed.

An Extension of Time to respond to the Final Rejection was requested for two months.

An Extension of Time to file a Notice of Appeal was granted for one month(s).

Charge statutory fee of \$500.00 to Deposit Account No. 12-1155. Please charge any additional [X] fees or credit overpayment to Deposit Account No. 12-1155. This request is being submitted in triplicate.

05/25/2005 CCHAU1

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Edward A. Squillante, Jr.

Attorney for Applicant

Registration No. 38,319

EAS:pod (201) 894-2925